

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

ANITA B. WOMACK N/K/A ANITA PLUNKETT,

CIVIL No. 09-3582 PJS/AJB

PLAINTIFF,

v.

WELLS FARGO BANK, N.A., ET AL.,

DEFENDANTS.

**FIRST AMENDED
PRETRIAL SCHEDULING ORDER**

Pursuant to Rule 16 of the Federal Rules of Civil Procedure and the Local Rules of this Court, and in order to secure the just, speedy, and inexpensive determination of this action, the following schedule shall govern these proceedings. The schedule may be modified only upon formal motion and a showing of good cause as required by Local Rule 16.3.

Discovery Plan

1. Fact discovery shall be commenced in time to be completed by July 1, 2011.
2. All pre-discovery disclosures required by Rule 26(a)(1) shall be completed on or before December 15, 2010.
3. Plaintiff shall disclose the identity of expert witnesses, required under Rule 26(a)(2)(A) on or before March 15, 2011. Plaintiff shall make the full disclosures required by Rule 26(a)(2)(B), accompanied by the written report prepared and signed by the expert witness, on or before May 1, 2011.
4. Defendant shall disclose the identity of expert witnesses, required under Rule 26(a)(2)(A) on or before April 1, 2011. Defendant shall make the full disclosures required by Rule

26(a)(2)(B), accompanied by the written report prepared and signed by the expert witness, on or before June 1, 2011.

5. No more than 40 interrogatories [counted in accordance with Fed. R. Civ. P. 33(a)] shall be served by either side.
6. No more than 8 depositions, excluding expert witness depositions, shall be taken by each side. Each side shall take no more than 2 expert depositions.

Non-Dispositive Motions

(Non-dispositive motions may be scheduled for hearing by calling Kathy Thobe, Calendar Clerk, 651-848-1210.)

1. All motions which seek to amend the pleadings or add parties must be served by January 1, 2011.
2. All other non-dispositive motions and supporting documents, including those which relate to discovery, shall be served and filed by July 1, 2011.
3. Prior to scheduling any non-dispositive motion, parties are encouraged to consider whether the motion, including motions relating to discovery and scheduling, can be informally resolved through telephone conference with the Magistrate Judge. All non-dispositive motions shall be scheduled, filed and served in compliance with the Electronic Case Filing Procedures for the District of Minnesota and in compliance with Local Rules 7.1, 37.1, and **shall be presented in a form that complies with Local Rule 37.2.**

Dispositive Motions

1. All dispositive motions shall be **served and filed** by September 1, 2011. (Counsel are advised that they must schedule this hearing by calling Calendar Clerk Heather Walker, 612-664-5053.)

2. All dispositive motions shall be scheduled, filed and served in compliance with the Electronic Case Filing Procedures for the District of Minnesota and in compliance with Local Rule 7.1.

Trial

This case shall be ready for a **Jury** trial on December 1, 2011, or upon resolution of any pending dispositive motions. Each side may call no more than 2 expert witnesses. Anticipated length of trial is 3-5 days.

Dated: December 17, 2010

s/Arthur J. Boylan
Chief Magistrate Judge Arthur J. Boylan
United States District Court